

**APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office..... DEC 14 1979  
 Returned to applicant for correction..... MAY 13 1980  
 Corrected application filed..... JUL 3 1980  
 Map filed..... JUL 3 1980

The applicant..... Unincorporated Town of Battle Mountain

c/o Chilton Engineering....., of..... 421 Court Street, Elko

Street and No. or P.O. Box No.

City or Town

Nevada 89801

State and Zip Code No.

....., hereby make.... application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is..... Battle Mountain Well No. 6  
Name of stream, lake or other source.
2. The amount of water applied for is..... 4 cfs.....second-feet  
One second-foot equals 448.83 gals. per min.  
 (a) If stored in reservoir give number of acre-feet.....acre-feet
3. The water to be used for..... Municipal  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
  - (a) Irrigation (state number of acres to be irrigated).....
  - (b) Stockwater (state number and kinds of animals to be watered).....
  - (c) Other use (describe fully under "No. 12. Remarks").....
  - (d) Power:
    - (1) Horsepower developed.....
    - (2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: within the NE¼ SW¼ Section 18,  
T32N R45E M.D.M. from which the center of said Section 18 bears N.11°29'E, 262 feet.  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated.
6. Place of use Sections 7,8,17,18,19,20,21,28,29,30, T32N R45E M.D.M. and Sections  
Describe by legal subdivision, if on unsurveyed land it should be so stated.  
12,13,24, and 25 T32N R44E M.D.M.
7. Use will begin about..... Jan. 1.....and end about..... Dec. 31....., of each year.  
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled and cased well equipped with proper seals and motor, pump and pipeline to place of use.  
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$150,000.00
10. Estimated time required to construct works..... 3 Years
11. Estimated time required to complete the application to beneficial use..... 10 Years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

..... Please send copies of all correspondence to: Lander County Commissioners,  
..... P.O. Box 512, Battle Mountain, Nevada 89820

..... These waters are to be co-mingled with other rights of the applicant.

Applicant Unincorporated Town of Battle Mountain

By.....s/William A. Nisbet agent  
421 Court Street  
Compared..... bc /bl ..... gk/bc ..... Elko, Nevada 89801

..... APPROVAL ..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 4.0 ..... cubic feet per second, but not to exceed 943.6 million gallons annually.

Actual construction work shall begin on or before..... July 9, 1981

Proof of commencement of work shall be filed before..... August 9, 1981

Work must be prosecuted with reasonable diligence and be completed on or before..... July 9, 1982

Proof of completion of work shall be filed before..... August 9, 1982

Application of water to beneficial use shall be made on or before..... July 9, 1985

Proof of the application of water to beneficial use shall be filed on or before..... August 9, 1985

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN  
Completion of work filed..... State Engineer of Nevada, have hereunto set my hand and the seal of  
Proof of beneficial use filed..... my office, this 9th day of JANUARY  
Cultural map filed.....  
Certificate No..... Issued..... A.D. 19 81

Abrogated By 45469

William J. Newman  
State Engineer